

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

**PAUL (CHAIM SHLOMO) FISCHER,
AHARON (ALEX) FISCHER, ISACHAR
DOV FISCHER, ISRAEL FISCHER,
ESTATE OF SIMCHA YEHUDA
YESHA'AYAU FISCHER and
ESTATE OF ABRAHAM GABI
GABOR FISCHER,**

Plaintiffs,

Civil Action No. 1:12-cv-03328

Judge Kuntz

**PLAINTIFFS' APPLICATION
FOR VOLUNTARY DISMISSAL
PURSUANT TO F.R.C.P. RULE
41(a)(2)**

v.

**ERSTE GROUP BANK AG a/k/a Erste
Bank der Oesterreichischen Sparkassen
AG, Erste Bank Oesterreich or Erste
Bank Austria ("Erste"), BAYERISCHE
LANDES BANK a/k/a BayernLB or
Bavarian State Bank, MKB BANK Zrt.
("MKB") and MAGYAR NEMZETI
BANK,**

Defendants.

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiffs Paul (Chaim Shlomo) Fischer, Aharon (Alex) Fischer, Isachar Dov Fischer, Israel Fischer, Estate of Simcha Yehuda Yesha'ayau Fischer and Estate of Abraham Gabi Gabor Fischer hereby request that their claims in the above entitled action be voluntarily dismissed as against Defendants Erste Group Bank AG a/k/a Erste Bank Der Oesterreichischen Sparkassen AG, Erste Bank Oesterreich or Erste Bank Austria ("Erste"), Bayerische Landesbank a/k/a Bayernlb or Bavarian State Bank, and Magyar Nemzeti Bank, without prejudice or any adjudication on the merits, and without costs or fees to any party.

Dated: New York, New York
July 5, 2013

Respectfully submitted,

McCALLION & ASSOCIATES LLP

By:


Kenneth F. McCallion (KFM 1591)
100 Park Avenue – 16th floor
New York, New York 10017
Attorneys for Plaintiffs

The application is ___ granted

s/WFK

William F. Kuntz, II, U.S.D.J.

Dated: July , 2013

Brooklyn, New York